UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK -----X UNITED STATES OF AMERICA,

-against-

04 CR 911 (SJ) ORDER

MICHAEL SPATARO

Defendant. -----X A P P E A R A N C E S:

UNITED STATES ATTORNEY

Benton J. Campbell United States Attorney 271 Cadman Plaza East Brooklyn, NY 11201 BY: James Gatta

Elizabeth Geddes

MICHAEL SPATARO Reg. # 43392-053 MDC Brooklyn P.O. Box 329002 Brooklyn, NY 11232

JOSEPH A. BONDY 401 Greenwich Street Fifth Floor New York, New York 10013 By: Joseph Bondy Attorney for Defendant

LANGROCK, SPERRY & WOOL, LLP 111 S. Pleasant Street P.O. Box 351 Middlebury , VT 05753-0351 By: Peter F. Langrock Attorney for Defendant on Appeal JOHNSON, Senior District Judge:

This Order VACATES this Court's Amended Order, dated March 16, 2009

and filed on March 20, 2009. (See Docket Entry # 755.)

The parties are directed to appear for re-sentencing on March 27, 2009 at

9:30 AM to address any outstanding issues concerning re-sentencing.

SO ORDERED.

Dated: March <u>20</u>, 2009

Brooklyn, New York

/S/

Sterling Johnson, Jr.
Senior United States District Judge